IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 6484 of 2005

Between:

1 M. Sanjeeva Rao, S/o M. Bachaiah,
(Staff No. 1860798) BHEL, Ramachandrapuram, Hyderabad.
2 Bh. Seeta Rama Raju, S/o Surya Narayana Raju,
(Staff No. 1861174) BHEL, Ramachandrapuram, Hyderabad.
3 S. Vidya Shankar, S/o NL Satyanarayan Sastry,
(Staff No. 1871005) BHEL, Ramachandrapuram, Hyderabad.
4 P. Ramakrishna Rao, S/o P. Suryanarayana Rao,
(Staff No. 1861476) BHEL, Ramachandrapuram, Hyderabad.
5 S. Uma Rani, W/o Sai Baba,
(Staff No. 1861638) BHEL, Ramachandrapuram, Hyderabad.
6 R. Sita Ramanna, s/o R. Appanna,
(Staff No. 1865889) BHEL, Ramachandrapuram, Hyderabad.
7 T.S. Ashok Kumar, S/o T.R. Shiva Shanker,
(Staff No. 1820036) BHEL, Ramachandrapuram, Hyderabad.
8 G. Veera Bhadrappa, s/o Chen Basppa,
(Staff No. 1814494) BHEL, Ramachandrapuram, Hyderabad.
9 D. Suresh, s/o D. Shivajee,
(Staff No. 1832700) BHEL, Ramachandrapuram, Hyderabad.
10 C. Somadas, S/o C. Chandraiah,
(Staff No. 1828169) BHEL, Ramachandrapuram, Hyderabad.
11 B.S.R. Setty, S/o Late B. Ramalingaiah Chetty,
(Staff No. 1912958) BHEL, Ramachandrapuram, Hyderabad.
12 M.J. Veer Bhadra Rao, S/o Late M. Parvathalu,
(Staff No. 1870955) BHEL, Ramachandrapuram, Hyderabad.
13 B. Gopala Krishna, S/o B. Ranga Rao,
(Staff No. 1871064) BHEL, Ramachandrapuram, Hyderabad.
14 S. Sudhakar Rao, S/o Late S.V. Subba Rao,
(Staff No. 1871056) BHEL, Ramachandrapuram, Hyderabad.
15 A.S. Murthy, S/o Late Subba Rao,
(Staff No. 1866060) BHEL, Ramachandrapuram, Hyderabad.
16 N. Ashok Kumar, s/o N. Srinivasulu,
(Staff No. 1823574) BHEL, Ramachandrapuram, Hyderabad.
17 G.V. Ramana, S/o B. Mallaiah,
(Staff No. 1866117) BHEL, Ramachandrapuram, Hyderabad.
18 K. Satyanarayana, s/o K. Narasimha,
(Staff No. 1861204) BHEL, Ramachandrapuram, Hyderabad.
19 Ch. Adarsh Kumar, S/o Venkanna,

(Staff No. 1861077) BHEL, Ramachandrapuram, Hyderabad.

20 J. Ankineedu, S/o ankineedu,
(Staff No. 183144) BHEL, Ramachandrapuram, Hyderabad.

21 K. Krishna Rao, s/o Late K. Sathaiah,
(Staff No. 1861239) BHEL, Ramachandrapuram, Hyderabad.

22 A.Man Mohan, S/o A. Laxminarayana,
(Staff No. 1865595) BHEL, Ramachandrapuram, Hyderabad.

23 P. Satyanarayana, S/o Late P. Lingaiah,
(Staff No. 1808664) BHEL, Ramachandrapuram, Hyderabad.

24 R.G. Satyanarayana, s/o R.J. Gunaselam,
(Staff No. 1816403) BHEL, Ramachandrapuram, Hyderabad.

25 D. Rama Murthy, S/o D. Govinda Rao,
(Staff No. 1870939) BHEL, Ramachandrapuram, Hyderabad.

26 B.V.V.S. Nageswar Rao, S/o Sri Satyanarayana,
(Staff No. 1856251) BHEL, Ramachandrapuram, Hyderabad.

27 Manik Prabhu, S/o G. Rajamallaiah,
(Staff No. 1815695) BHEL, Ramachandrapuram, Hyderabad.

28 G. Giridhar, s/o Sri Late G. Mallaiah,
(Staff No. 1825089) BHEL, Ramachandrapuram, Hyderabad.

29 R.V. Satyanarayana, S/o Rajaiah,
(Staff No. 1854895) BHEL, Ramachandrapuram, Hyderabad.

30 P. Venkateswara Rao, S/o Krishna Murthy,
(Staff No. 1866044) BHEL, Ramachandrapuram, Hyderabad.

31 Hasan Khan,. S/o Rahim Khan.
(Staff No. 1861018) BHEL, Ramachandrapuram, Hyderabad.

32 K. Sai Sekhar, S/o Srinivasulu,
(Staff No. 1870432) BHEL, Ramachandrapuram, Hyderabad.

33 V. Ramakrishna Rao, s/o V.A. Ramanaiah,
(Staff No. 2813831) BHEL, Ramachandrapuram, Hyderabad.

34 M.G.H. Rayalu, S/o M. Venkata Ratnam,
(Staff No. 1851284) BHEL, Ramachandrapuram, Hyderabad.

35 V.V. Vijaya Kumar, s/o V. Satyam,
(Staff No. 1834835) BHEL, Ramachandrapuram, Hyderabad.

36 J. Siva Narayana, So J. Punnaiah,
(Staff No. 1860844) BHEL, Ramachandrapuram, Hyderabad.

37 Ch. Satyanarayana, s/o Late Ch. Sreeramulu,
(Staff No. 2754290) BHEL, Ramachandrapuram, Hyderabad.

38 T.S.R.K. Sarma, S/o T. Bhima Sundara Rao,
(Staff No. 1838717) BHEL, Ramachandrapuram, Hyderabad.

39 K.C. Kaladhar Rao, S/o Late K. Pandarinath Rao,
(Staff No. 1861484) BHEL, Ramachandrapuram, Hyderabad.

40 O. Rami Reddy, S/o Siva Rami Reddy,
(Staff No. 1856243) BHEL, Ramachandrapuram, Hyderabad.

41 B. Gurumurthy, S/o Subba Ramaiah,
(Staff No. 1870742) BHEL, Ramachandrapuram, Hyderabad.

42 D. Sudarshana Varma, S/o Obul Raju,
(Staff No. 1861662) BHEL, Ramachandrapuram, Hyderabad.

43 B. Venkata Rao, S/o Late Parasuramaiah,
(Staff No. 1800754) BHEL, Ramachandrapuram, Hyderabad.

44 K. Yadaiah, s/o Lakshmaiah,
(Staff No. 1799517) BHEL, Ramachandrapuram, Hyderabad.

..... PETITIONERS

AND

1 The Chairman-cum-Managing Director, BHEL, Corporate Office,

Siri Fort, New Delhi - 110 049.
2 The Executive Director, BHEL, Ramachandrapuram, Hyderabad - 32.
3 The General Manager Planning & Development/ Grievences Cell,

BHEL, Ramachandrapuram, Hyderabad - 32.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ or order or direction more particularly in the nature of Writ of Mandamus and declare the action of the Respondents in not passing orders on the representations dt. 14-11-2003, 13-2-2004, 2-7-2004 and 11-9-2004 of the petitioners and not granting equivalent perquisites such as Car Conveyance allowances, Car Loan Interest Subsidy and News Paper allowances to the supervisory category on par with equal grades in Executive cadre as arbitrary, illegal and whimsical by further directing the Respondents to grant Car Conveyance allowances, Car Loan Interest Subsidy and News Paper allowances and all other benefits to the petitioners ie., Supervisory grades on par with equivalent executive grades and pass such other or further order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.P.SURESH REDDY

Counsel for the Respondent Nos.1 to 3: MR.S.V.BHATT

The Court at the admission stage made the following:

ORDER:

Declaring the action of the respondents in not passing orders on the representations dated 14.11.2003, 13.02.2004, 02.07.2004 and 11.09.2004 of the petitioners, and not granting equivalent perquisites such as Car Conveyance allowances, Car Loan Interest Subsidy and News Paper allowance to the supervisory category on par with equal grades in Executive cadre, as illegal and arbitrary, the present writ petition is filed.

Heard the learned Counsel for the petitioners and the learned standing Counsel for the respondents.

Appropriate decision has to be taken by the respondents in accordance with law, rules and regulations, as to whether the petitioners are entitled for the allowances as claimed.

Therefore, without entering into the merits of the case, I deem it appropriate to disposed of the writ petition, with a direction to the respondents to take appropriate decision on the representations of the petitioners dated 14.11.2003, 13.02.2004, 02.07.2004 and 11.09.2004 and pass necessary orders thereon, within a period of 8 (eight) weeks from the date of receipt of a copy of this order.

With the above directions, the Writ Petition is disposed of. No order as to costs.

Dated: 28.03.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Chairman-cum-Managing Director,

BHEL, Corporate Office, Siri Fort,

New Delhi

2. The Executive Director,

BHEL, Ramachandrapuram, Hyderabad

3. The General Manager,

Planning & Development/

Grievance Cell, BHEL,

Ramachandrapuram, Hyderabad

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